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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Banerjee *et al.*
Serial No.: 09/887,496
Conf. No.: 7707
Filed: June 22, 2001
For: FORMOTEROL/STEROID
BRONCHODILATING COMPOSITIONS AND
METHODS OF USE THEREOF
Art Unit: 1617
Examiner: Bahar, M.

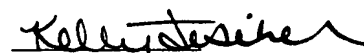
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Commissioner for Patents, Washington, D.C.
20231


Kelly Fischer

TRANSMITTAL LETTER

Commissioner for Patents
Washington, D.C. 20231

Sir:

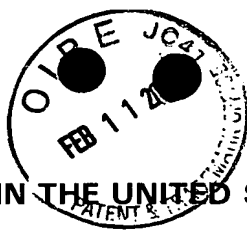
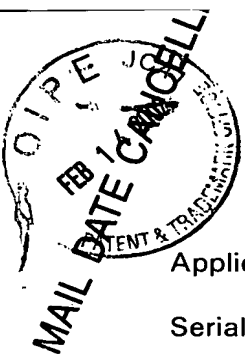
Transmitted herewith are an Information Disclosure Statement, Forms PTO-1449 (4 pages), and cited references for filing in connection with the above-identified application. Because this Information Disclosure Statement is filed prior to receipt of a First Office Action on the merits in the above-referenced application, no fee is due. However, should it be determined that a fee for filing these papers is required, the Commissioner is authorized to charge Deposit Account No. 50-1213, as stated below:

- ☒ The Commissioner is hereby authorized to charge any fee, including any submitted herewith if the attached check(s) is in the wrong amount or otherwise improper or missing, that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 50-1213. A duplicate of this sheet is enclosed.

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE LLP

By: 
Dale L. Rieger
Registration No. 43,045

Atty Docket No. 18025-1014
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Kelly Fischer

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INFORMATION DISCLOSURE STATEMENT IN
ACCORDANCE WITH 37 C.F.R. §§ 1.97-1.98

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Because this Information Disclosure Statement is filed prior to receipt of a First Office Action on the Merits for the above-captioned application, a fee for filing this statement should not be due. If, however, it is determined that a fee is due, any fees that may be due in connection with filing this paper may be charged to Deposit Account No. 50-1213.

In accordance with the duty of disclosure imposed by 37 C.F.R. § 1.56 to inform the Patent Office of all references known by Applicant or Applicant's representative hereby provides this Information Disclosure Statement that is prepared in accordance with 37 C.F.R. §§ 1.97-1.98. Forms PTO-1449 (4 pages) are provided herewith.

The documents cited on the Forms PTO-1449 and supplied herewith are in the English language, with the exception of item AH. Item AH (German Patent No. DE 2305092) is in the German language and is supplied with an English language Derwent abstract describing the subject matter (item AN). Hence, in accordance with the requirements of 37 C.F.R. §1.98, as amended effective March 16, 1992,

U.S.S.N. 09/887,496
Banerjee, et al.
IDS

no further explanation of the listed items is necessary.

Applicant also makes known to the Examiner the following U.S. applications, which are commonly owned and/or have one or more inventors in common.


<u>U.S.S.N.(App. no.)</u>	<u>Filing Date</u>	<u>Docket No.</u>
60/284,606	04/17/01	P1013
60/284,607	04/17/01	P1014
09/887,281	06/22/01	1013

Although these documents are made known to the Patent and Trademark Office in compliance with Applicant's duty of disclosure, such disclosure is not to be construed as an admission by Applicant or Applicant's representative that any of the references, singly or in any combination thereof, is effective as prior art against the subject application. In accordance with 37 C.F.R. §1.97(h), the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that no other material information as defined in 37 C.F.R. §1.56(b) exists.

Applicant respectfully requests that the Examiner review the foregoing references and they be made of record in the file history of the above-captioned application.

* * *

Respectfully submitted,
HELLER EHRMAN WHITE & McAULIFFE LLP

By: 
Dale L. Rieger
Registration No. 43,045

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